

- UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

4. The United States does not request a motion date to be set under Fed. R. Crim. P. 12(c), and is unaware of whether the defendant seeks such a date.
5. For purposes of the Speedy Trial Act, this court has excluded the following dates:

August 11, 2011 through September 29, 2011 (the time following the defendant's arraignment August 11, 2011 to the date of the initial status conference set for September 29, 2011) (see Dkt. 30); and

September 29, 2011 through November 29, 2011 (the dates between the initial status conference and the final status conference) (Dkt. 45).

Separately, the District Court has excluded the time from October 6, 2011 through May 7, 2012 (the date currently set for trial) (Dkt. 41).

6. It is too early to determine whether plea negotiations will resolve this case. Should this matter proceed to trial, the government anticipates that it would need 15 trial days to present its case in chief.
7. Should the defendant believe an interim status conference is appropriate, with a final status conference to be scheduled later, the United States will assent to the defendant's request, so long as the time period between conferences is excluded under the Speedy Trial Act.

Respectfully submitted,

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United States Attorney

By: /s/ Jack W. Pirozzolo
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CERTIFICATE OF SERVICE

I, Jack W. Pirozzolo, hereby certify that on November 28, 2011, I served a copy of the foregoing motion via electronic filing on counsel for the defendant.

/s/ Jack W. Pirozzolo
Jack W. Pirozzolo